

## **NOTICE INVITING SEALED BIDS OR PROPOSALS**

### **THIS IS A FEDERALLY-ASSISTED PROJECT AND DAVIS BACON PROVISIONS WILL BE ENFORCED**

**NOTICE IS HEREBY GIVEN** that the City of Westminster, 8200 Westminster Boulevard, Westminster, County of Orange, California, will receive at the office of the City Clerk on or before the hour of 3:00 pm, Wednesday, July 21, 2010, sealed bids or proposals for:

#### **MEDIAN ISLAND IMPROVEMENTS FOR BOLSA CHICA ROAD FROM RANCHO ROAD TO OLD BOLSA CHICA ROAD Project No. P-2230 Federal Aid Project No. HSIPL – 5338(033)**

**Bids will be opened and publicly declared at 3:00 pm, Wednesday, July 21, 2010, in the City Hall located in the** Westminster Civic Center, 8200 Westminster Boulevard, Westminster, California.

Bids must be made on the forms provided in the contract documents in an envelope addressed to the City Clerk, Westminster, California, marked:

#### **MEDIAN ISLAND IMPROVEMENTS FOR BOLSA CHICA ROAD FROM RANCHO ROAD TO OLD BOLSA CHICA ROAD Project No. P-2230 Federal Aid Project No. HSIPL – 5338(033)**

Bids shall be for furnishing all labor, equipment, and materials in accordance with the specifications.

The bidder must also submit with their proposal a satisfactory certified or cashier's check certified by a responsible bank, cash, or bidder's bond on the City's bond form in favor of the City of Westminster, executed by an admitted surety insurer authorized to issue such bonds in the State of California and secured through an authorized agent with an office in California, subject to approval of the City Attorney, in an amount equal to at least 10% of the amount bid. Such bidder's security to be forfeited to the City of Westminster should the successful bidder to whom the contract is awarded fail to timely execute the contract and deliver the necessary bonds and insurance certificates and endorsements as specified in the contract documents.

No contract will be awarded other than to a contractor properly licensed in accordance with the provisions of Chapter 9, Division 3 of the Business and Professions Code of the State of California, cited as the Contractor's License Law. At the time the bid is submitted, the contractor shall possess a valid Class A or C Contractor's License. Each bidder shall submit a photographic copy of its active contractor's license with the bid documents. The City shall, before awarding a bid, verify that a contractor was properly licensed when the contractor submitted the bid.

In the event of a dispute as to the classification of license required, the opinion of the Contractor's State License Board shall prevail.

City declares and bidder acknowledges that this is a public works project requiring the payment of prevailing wages for all work on the project required by state law to be done by

contractors, subcontractors, or their employees, whether hired by the bidder pursuant to this project or provided for by agreement between the bidder and any other contractor or subcontractor. Bidder shall inform all subcontractors on the project in writing that each is obligated to pay prevailing wages and the bidder awarded the contract shall ensure that prevailing wages are paid on the project.

Bidders are hereby notified that pursuant to Sections 1770 et seq. of the Labor Code of the State of California, the City Council/Redevelopment Agency of the City of Westminster incorporates herein by reference the general prevailing rate of per diem wages as determined by the Director of Industrial Relations of the State of California. Copies of the prevailing wages are on file in the office of the City Engineer and will be made available to any interested party on request, or can be accessed at [http://www.dir.ca.gov/DLSR/statistics\\_research.html](http://www.dir.ca.gov/DLSR/statistics_research.html). In accordance with the Labor Code, no worker employed upon work under contract to the City shall be paid less than the above referenced prevailing wage rate. Any classification omitted therein shall be paid not less than the prevailing wage scale as established for similar work in the particular area. Sunday and holiday time shall be paid at the wage rates determined by the Director of Industrial Relations.

In addition, bidders are hereby notified that pursuant to Section 1777.1 of the Labor Code, Contractors who are ineligible to bid or work on a Public Works project as determined by the Labor Commissioner, are prohibited to act as a subcontractor; prohibited to employ an ineligible subcontractor; and prohibited to submit a bid on this project.

All bids shall be based on the content of the contract documents which consist of the Notice Inviting Bids, Information Required of Bidder, Contract, all Provisions, Construction Plans, Drawings and Details, the Bid, and any Technical Specifications, which are by this reference incorporated herein and are available for examination or may be obtained upon payment of One Hundred Seven Dollars and Seventy-Five Cents (\$107.75) *if picked up in person (includes sales tax)*, or One Hundred Eighteen Dollars and Fifty-Two Cents (\$118.52) *if mailed (includes sales tax)*, non-refundable, at the Westminster Engineering Division, City of Westminster, 8200 Westminster Boulevard, Westminster, California 92683. The work shall be done in accordance with these plans and specifications.

The latest edition of the Standard Specifications for Public Works Construction (Green Book), including any supplements, is included by reference as a part of the Specifications for this project.

The City of Westminster reserves the right to accept or reject any bids presented, to waive any irregularity and informality in the bids and bid process, and to retain all bids and guarantees for a period of sixty (60) days for examination and comparison, all as specified in the contract documents. Any questions regarding these specifications should be addressed to the Project Manager, Theresa Tran, at 714-548-3464.

By order of the City of Westminster, County of Orange, State of California.

Robin Roberts  
City Clerk of the City of Westminster